

January 11, 2005

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Re: U.S. Utility Patent Application
Application No. 09/390,634; Filed: September 7, 1999
For: **Method for Expanding Embryonic Stem Cells in Serum-Free Culture**
Inventors: Price *et al.*
Our Ref: 0942.4190002/RWE/FRC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Third Supplemental Information Disclosure Statement;
2. Listing of the cited document on Form PTO-1449 (1 sheet);
3. Credit Card Payment Form (PTO-2038) in the amount of **\$180.00** to cover the IDS fee; and
4. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Robert Greene Starna
Edward J. Kessler
Joseph A. Goldstein
David K.S. Connolly
Robert W. Esmond
Troy Gono G. Durkin
Michael A. Cimbal
Michael D. Ray
Robert E. Scholtz
Eric K. Steffe
Michael Q. Lee
Steven R. Ludwig
John M. Covert
Linda E. Alcorn
Robert C. Millonig
Lawrence B. Bugalsky
Donald J. Featherstone
Michael J. Messinger

Joshua U. Kim
Timothy J. Shan, Jr.
Richard E. Gohert
Jeffrey T. Hahay
Hadi L. Kraus
Albert L. Fero
Donald R. Duman
Peter A. Anderson
Teresa U. Medler
Jeffrey S. Weaver
Kendrick P. Patterson
Vincent L. Capuano
Elena Ellen Floyd
Thomas C. Field
Brian J. Del Buono
Ving J. Lee Beaton
Theodore A. Wood
Elizabeth J. Heenas

Joseph S. Ostroff
Frank R. Cunningham
Christina M. Alpert
Rob Ryan P. Galt
Georgio S. Dacross
Daniel A. Klein
Jason D. Eisenberg
Michael D. Specht
Andrew J. Kamaga
Troy L. Muller
LuAnna M. DeSantis
Ann E. Summerfield
Arie W. Ledford
Helena C. Carlson
Timothy A. Doyle
Gaby L. Longworth
Lori A. Gordon
Nicole D. Dreier

Ted J. Ebersole
Ann C. Voss
Laura A. Vogel
Dawn J. Parnell
Kathleen R. Marlowe
Nancy J. Lich
Michael J. David
Aaron L. Schwartz
Kathleen Yoon-Pei Quach
Byron L. Stanton
Robert A. Schwartzman
Teresa A. Celis
Jeffrey S. Lundgren
Victoria S. Rutherford
Mahalia K. Halasbek
Robert H. DeSantis
Simon J. Elliott

Julia A. Halder
Mia Malberg
Scott M. Woodhouse
Michael G. Parn
Christopher J. Walsh

Of Counsel:
Kathleen C. Bass III
Evan R. Smith
Marvin C. Guthrie

*Admitted only in Maryland
*Admitted only in Virginia
*Practice Limited to
Federal Agencies

WRITER'S DIRECT NUMBER:
(202) 772-8615
INTERNET ADDRESS:
FRANKC@SKGF.COM

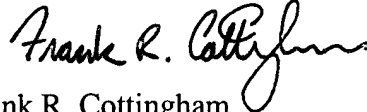
Mail Stop Amendment

Commissioner for Patents
January 11, 2005
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Frank R. Cottingham
Attorney for Applicants
Registration No. 50,437

FRC/pcd
Encls.

353282v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

PRICE *et al.*

Appl. No. 09/390,634

Filed: September 7, 1999

For: **Method for Expanding
Embryonic Stem Cells in Serum-
Free Culture**

Confirmation No.: 7270

Art Unit: 1632

Examiner: Woitach, J.

Atty. Docket: 0942.4190002/RWE/FRC

Third Supplemental Information Disclosure Statement

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 is a document that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Second Supplemental Information Disclosure Statement filed on June 11, 2003 in connection with the above-captioned application. In accordance with 37 C.F.R. § 1.98(a)(2), copies of U.S. patents and patent application publications cited on the attached Form PTO-1449 are not submitted.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the

effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

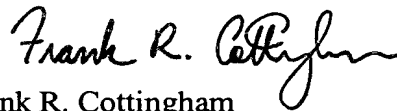
This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

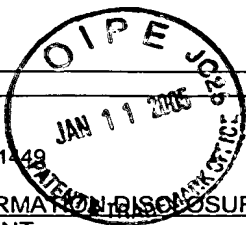
STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Frank R. Cottingham
Attorney for Applicants
Registration No. 50,437

Date: JAN. 11, 2005

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600



FORM PTO-1449

ATTY. DOCKET NO.
0942.4190002/RWE/FRCAPPLICATION NO.
09/390,634THIRD SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENTFIRST NAMED INVENTOR
PRICEFILING DATE:
September 7, 1999ART UNIT
1632

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ2	6,800,480 B1	10/05/2004	Bodnar <i>et al.</i>			371 Date: 8/29/2000
	AK						

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR		
	AS		
	AT		

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.